

3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE. The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))].

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

12 February 2004

Date

Telephone

Number: 631-757-8400

Signature

Mitchell A. Stein, Reg. No. 30,978

Typed or printed name

24 Woodbine Avenue

Address

Northport, New York 11768

Address

Enclosures: ☒ Fee Payment☒ Reply☐ Terminal Disclaimer Form☐ Additional sheets containing statements establishing unintentional delay☒ Other: 3 month extension fee of \$475

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

☒ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: **Mail Stop Petition**, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

12 February 2004

Date

Signature

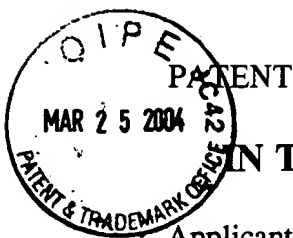
Mitchell A. Stein, Esq., Reg. No. 30,978

Type or printed name of person signing certificate

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MAR 29 2004

#15
Docket No. KOWAL-001



OFFICE OF PETITIONS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: KOWALEVICH, Peter

Serial No.: 09/450,385

Filed: November 29, 1999

For: FULLY INTERLOCKING SYNTHETIC
SHAKE SIDING

) Examiner: HORTON, Yvonne Michele
) Art Unit : 3635
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CERTIFICATE OF MAILING

Pursuant to 37 C.F.R. Sec. 1.8, I hereby
certify that this correspondence is being
deposited with the United States Postal
Service as first class mail in an envelope
addressed to: Mail Stop Petition,
Commissioner for Patents, P.O. Box
1450, Alexandria VA 22313-1450, on
February 12, 2004 (date of deposit),

by:

Mitchell A. Stein
Reg. No. 30,978
(Registered Representative)

Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
Alexandria, VA 22313-1450

PETITION FOR EXTENSION OF TIME

S I R :

Applicant respectfully requests a three-month extension of time to respond to the Office
Action dated August 12, 2002, thereby extending the time to respond through to, and
including February 12, 2002, which together with the accompanying Petition to Revive,
renders the application complete and timely. Includes herewith is the proscribed Small Entity
fee of \$475.00, pursuant to 37 C.F.R. 1.17(a)(3).

AMENDMENT PURSUANT TO 37 C.F.R. §1.116
PLACING CASE IN CONDITION FOR ALLOWANCE

INTRODUCTORY STATEMENT

Applicant has herewith timely petitioned to revive the subject application (within one year, for unintentional abandonment, including a change of address form for future correspondence), and has included only amendments to the specification which, as the remarks below will show, obviate all remaining objections (to the drawings and suggestions concerning language in the specification), thereby placing the case in condition for allowance (pursuant to 37 C.F.R. § 1.116) or in better form for appeal (believed unnecessary in light of the indication of allowance of three claims and the amendments herein). All that remained in the case in the prior Office Action was a potential ambiguity concerning two reference numerals in one drawing.

In particular, in the Final Office Action dated August 12, 2002, the Examiner indicated that claims 1,2 and 4 are allowed. These claims are the only claims remaining in the application, and no amendments hereto are sought. Hence there appears to be no need to re-list the claims in the case, pursuant to our current understanding of 37 C.F.R. § 1.121. (If this is incorrect and the claims must be listed despite the fact that no amendments thereto are sought, and the claims are allowed, it is respectfully requested that applicant's undersigned counsel be contacted for explanation and for presentation of any further information that may be required.)

It is respectfully requested that the petition be considered and granted (inasmuch as abandonment remains unintentional), that the amendments (solely to the specification) be considered and entered (as they place the case in condition for allowance) and that the objection to the drawing reference characters "32a, 32b" be withdrawn as the alleged duplicate

designations for these items have been removed by clarification of the specification. No new matter has been added.

Applicant also includes new formal drawings, which, while not apparently required, should assist the Office in the process of scanning and publication.